

November 22, 1962

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MEMORANDUM FOR: The Under Secretary

I'm attaching for your convenience the two main versions that still seem to be extant after our discussions of this morning:

TAB A - The last three paragraphs of DEPTTEL 1339, sent to USUN last night.

TAB B - The "McCloy draft" as edited by the Secretary.

TAB C - The "Sundy draft" as slightly edited here this morning.

I've left in both TABS A and B the proviso that Cuba does not attack or support an attack upon any other country of the Hemisphere. I think it is very important that this not be dropped out. What we are drafting here is an exchange of assurances between the United States and the USSR, contingent on Cuban behavior. Consequently, the reservation on Cuban behavior must be in the text of our exchange of assurances with the Soviet Union.

Harlan Cleveland

10:HC:msh

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DEPARTMENT OF STATE, A/CDO/AR

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TAB A

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(Last three paragraphs of 1339 to USUN)

In the absence of Cuban agreement to United Nations verification and safeguards, ^{SET FORTH IN THE PRESIDENT'S LETTER} the nations of the Organisation of American States have no choice but to continue to be alert through their own resources to any possibility that offensive weapons systems remain or are reintroduced into Cuba.

In consideration of the steps that have been taken by the Soviet Union to date, the quarantine instituted on October 23, 1962, has been lifted on November 20, 1962.

Provided no nuclear weapons or weapons systems capable of offensive use are present in or reintroduced into Cuba, and the United States is in position to ^{CONTINUOUSLY} be satisfied on these points, and provided Cuba does not invade or support an invasion of any other country, the United States declares that it will not invade Cuba or support an invasion of Cuba. This declaration is made on the representations of the Soviet Union here in the Security Council and does not alter any of the rights or obligations ^{OF THE U.S.} set forth in the UN Charter and the Rio Pact.

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In view of the steps that have been taken by the Soviet Union to date:

the United States on its part, as of November 20, 1962, lifted the quarantine instituted on October 23, 1962;

and provided no nuclear weapons or other weapons capable of offensive use are present in or reintroduced into Cuba, and provided Cuba does not attack or support an attack upon any other country in the Western Hemisphere, the United States will not invade Cuba or support an invasion of Cuba.

This statement is made on the understanding that by reason of the refusal of Cuba to permit arrangements contemplated to assure the carrying out and continuation of the commitments in regard to the maintenance and introduction of such weapon systems in Cuba, the United States will, until such time as such arrangements can be effected, continue to employ such other means of observation and verification as may be necessary.

The undertakings stated herein do not alter or impair the rights and obligations contained in the United Nations Charter or the Inter-American Treaty of Reciprocal Assistance, to both of which the United States is a party.

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TAB C

- MR. BURNETT'S DRAFT

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On the evidence of action taken and the assurances now presented, the threat of offensive weapons is receding and in this situation the invasion of Cuba is neither required nor justified. On the understanding that offensive weapons are removed from Cuba and kept out of Cuba in the future, the United States is therefore able to give assurances against invasion of Cuba. In the absence of the verification and safeguards contemplated by the President's letter of October 27, these assurances can be sustained only if there is no interference with other means of obtaining satisfactory continuing information on the absence of offensive weapons systems. It is in the interest of all that there should be no fear of a repetition of the events of September and October.

It must also be understood that the United States Government remains dedicated to the principles of the Rio Treaty and the UN Charter, so that nothing in the present declaration can alter the obligations assumed under those treaties to deal with any threat to the peace of the Hemisphere.

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